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By: **Delegates Cryor, Barkley, Barve, La Vay, and Kagan**  
Introduced and read first time: February 9, 2001  
Assigned to: Judiciary

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A BILL ENTITLED

1 AN ACT concerning

2 **Private Juvenile Group Homes - Notice to Police and Schools**

3 FOR the purpose of requiring an applicant seeking approval to establish a private  
4 juvenile group home to provide a statement on the application that certain law  
5 enforcement agencies and certain schools have been notified of the intent to  
6 establish the private juvenile group home; requiring that certain information be  
7 included in the statement; and generally relating to private group homes for  
8 juveniles.

9 BY repealing and reenacting, with amendments,  
10 Article 83C - Juvenile Justice  
11 Section 2-120  
12 Annotated Code of Maryland  
13 (1998 Replacement Volume and 2000 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article 83C - Juvenile Justice**

17 2-120.

18 (a) The Department shall provide for care, diagnosis, training, education, and  
19 rehabilitation of children by placing them in group homes and institutions that are  
20 operated by any nonprofit or for-profit entity.

21 (b) (1) The Department shall reimburse these entities for the cost of these  
22 services at appropriate monthly rates that the Department determines, as provided in  
23 the State budget.

24 (2) The reimbursement rate may differ between homes and institutions  
25 that provide intermediate services, as defined by the Department, and homes and  
26 institutions that provide full services.

27 (c) The Department may not place a child in a group home or other residential  
28 facility that is not operating in compliance with applicable State licensing laws.

1 (D) (1) BEFORE THE DEPARTMENT MAY CONTRACT FOR, OR AUTHORIZE THE  
2 CREATION OF, A PRIVATE GROUP HOME OR RESIDENTIAL FACILITY, THE  
3 DEPARTMENT SHALL SEND, BY CERTIFIED MAIL, NOTIFICATION OF THE  
4 DEPARTMENT'S INTENT TO ESTABLISH A FACILITY TO:

5 (I) THE HEAD OF THE LAW ENFORCEMENT AGENCY WITH  
6 PRIMARY JURISDICTION OVER THE POLITICAL SUBDIVISION IN WHICH THE FACILITY  
7 IS LOCATED; AND

8 (II) THE PRINCIPAL OF THE SCHOOL IN WHICH A RESIDENT OF THE  
9 GROUP HOME WILL ATTEND.

10 (2) THE NOTIFICATION SHALL INCLUDE:

11 (I) THE NAME AND ADDRESS OF THE OPERATOR OF THE FACILITY;

12 (II) THE STREET ADDRESS OF THE PROPERTY WHERE THE GROUP  
13 HOME IS TO BE LOCATED OR, IF NO ADDRESS, A DESCRIPTION WHICH IDENTIFIES  
14 THE PROPERTY;

15 (III) IF THE OPERATOR DOES NOT OWN THE PROPERTY, THE NAME  
16 OF THE OWNER;

17 (IV) A STATEMENT THAT THE OPERATOR WILL COMPLY WITH THE  
18 LAWS AND REGULATIONS THAT RELATE TO ESTABLISHING AND OPERATING A  
19 PRIVATE GROUP HOME OR RESIDENTIAL FACILITY; AND

20 (V) A STATEMENT THAT THE OPERATOR HAS SUFFICIENT  
21 RESOURCES TO ESTABLISH A PRIVATE GROUP HOME OR RESIDENTIAL FACILITY OR  
22 THAT THOSE RESOURCES ARE AVAILABLE TO THE APPLICANT.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
24 October 1, 2001.